

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appln. No: 10/550,539  
Applicant: Yoshiaki Komma, et al.  
Filed: September 22, 2005  
Title: OPTICAL PICKUP DRIVING APPARATUS AND OPTICAL  
PICKUP BEAM SPOT POSITIONING METHOD  
TC/A.U.: 2627  
Examiner: Lixi Chow

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98 and to the duty of disclosure set forth in 37 C.F.R. § 1.56, the Examiner in charge of the above-identified application is requested to consider and make of record the references listed on the PTO/SB/08a submitted herewith. A copy of each reference listed on the PTO/SB/08a, other than U.S. patents, is enclosed.

Although the information submitted herewith may be "material" to the Examiner's consideration of the subject application, this submission is not intended to constitute an admission that such information is "prior art" as to the claimed invention.

In accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.

Japanese reference 2002-373431 A is not in the English language but contains an English language abstract.

Please note that U.S. reference 2001/0030915 A1 was previously disclosed in the Supplemental Information Disclosure Statement filed on August 28, 2007.


These references were cited by a foreign patent office in a counterpart foreign application. A copy of this English language Supplementary European Search Report, indicating the degree of relevance determined by the foreign patent office, is submitted herewith. MPEP Section 609(a)iii, second paragraph.

More than three months have elapsed since the filing of the above-referenced application and/or a first (non-Final) Official Action has been received. No Final Action or Notice of Allowance has yet been received and it is presumed that none has yet been mailed. Accordingly, as more specifically indicated below, a statement as required by 37 C.F.R. § 1.97(c) is provided herewith.

STATEMENT

The undersigned hereby states that each item of information disclosed in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Respectfully submitted,

  
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Jacques L. Etkowicz, Reg. No. 41,738  
Attorney for Applicants

JLE/dmw

Enclosures: PTO/SB/08a  
(2) References  
Supplementary European Search Report

Dated: April 14, 2009

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